

(d) *CG-3256*. This form *Atomic Attack Instructions for Merchant Vessels in Port* is required by 33 CFR 122.10.

[CGFR 65-50, 30 FR 16604, Dec. 30, 1965, as amended by CGFR 66-33, 31 FR 15266, Dec. 6, 1966]

§ 2.20-40 Chief engineer's reports.

(a) Repairs to boilers and pressure vessels. The chief engineer is required to report any repairs to boilers or unfired pressure vessels in accordance with §§ 33.25-5, 78.33-1, and 97.30-1 of this chapter.

(b) The chief engineer of any vessel is required to report any accident to a boiler, unfired pressure vessel, or machinery tending to render the further use of the item unsafe until repairs are made by §§ 35.25-5, 78.33-5, and 97.30-5 of this chapter.

(c) The chief engineer shall report the renewal of fusible plugs in boilers by letter to the Officer in Charge, Marine Inspection, who issued the certificate of inspection when such fusible plugs are renewed at other than the inspection for certification and there is no marine inspector in attendance at the renewal. This letter report shall contain the following information:

- (1) Name and official number of vessel.
- (2) Date of renewal of fusible plugs.
- (3) Number and location of fusible plugs renewed in each boiler.
- (4) Manufacturer and heat number of each plug.
- (5) Reason for renewal.

[CGFR 65-50, 30 FR 16604, Dec. 30, 1965, as amended by CGFR 68-82, 33 FR 18804, Dec. 18, 1968]

§ 2.20-50 Repairs or alterations in lifesaving or fire prevention equipment.

No repairs or alterations shall be made to any lifesaving or fire-detecting or fire-extinguishing equipment except in an emergency without advance notice to the Officer in Charge, Marine Inspection. See §§ 33.01-20, 34.01-5, 78.33-10, and 97.30-10 of this chapter.

Subpart 2.45—Waivers of Navigation and Vessel Inspection Laws

§ 2.45-1 Authority for and limitations on issuance.

Compliance with certain of the navigation and vessel inspection laws may be waived by the Commandant under authority of the act of December 27, 1950 (Pub. L. 50-891, secs. 1, 2, 64 Stat. 1120; 46 U.S.C., note preceding section 1), and the delegation of waiver authority contained in Department of the Treasury Order CGFR 51-1, dated January 23, 1951 (16 FR 731), in any case where such waiver is deemed necessary in the interest of national defense.

§ 2.45-5 Policy.

(a) It is the policy of the Coast Guard, in the current administration of the laws and regulations relating to navigation and vessel inspection, to further the interests of national defense by simplifying the procedure involved therein, eliminating all causes of delay in the sailing of vessels, and by bringing about a proper balance between the factors of safety at sea and the national defense. While it is not the policy of the Coast Guard to countenance willful violations of the laws and regulations or negligence in meeting the requirements thereof, neither is it contemplated that masters who exercise all reasonable efforts to comply with the requirements in effect be cited for violations on technical grounds.

§ 2.45-10 Waivers issued.

(a) The waivers having general applicability are published in part 154 of this chapter, as well as in 33 CFR part 19.

§ 2.45-15 Specific individual waivers.

(a) Applications for waivers affecting only one vessel in any one order under the provisions of § 154.01 of this chapter are made on Form CG-2633, Application for Waiver Order. The application shall state the name of the vessel, her employment, the requirements of law or

regulations, waiver of which is requested, the reasons why waiver is necessary, and shall be signed by the master, owner, or agent of the vessel, or by the representative of any interested Government agency. The application shall be made to the Coast Guard District Commander or to his designated representative at the port or place where the vessel is located. In any foreign port or place the application shall be made to the designated representative of the Commandant at such port or place or if the Coast Guard has not established facilities in such port or place to the nearest designated representative of the Commandant at a port or place where such facilities have been established.

(b) If the request is granted, the waiver order will describe the vessel, the requirements of law or regulations waived, the conditions to which the waiver is subject, and the period of time for which the waiver is effective.

§ 2.45-20 General waivers.

(a) Applications for waivers having general applicability should be addressed to the Commandant (G-MOC), U.S. Coast Guard, Washington, DC 20593-0001.

(b) Only the Commandant is authorized to issue general waivers which affect more than one vessel in one order.

[CGFR 65-50, 30 FR 16604, Dec. 30, 1965, as amended by CGD 88-070, 53 FR 34533, Sept. 7, 1988; CGD 95-072, 60 FR 50459, Sept. 29, 1995; CGD 96-041, 61 FR 50725, Sept. 27, 1996]

**Subpart 2.50—Assessment, Mitigation or Remission of Penalties
[Note]—[Reserved]**

NOTE: *Enforcement*: Civil, and criminal penalty procedures appear in 33 CFR part 1.

[CGD 74-68, 39 FR 19481, June 3, 1974]

Subpart 2.75—Approvals of Safety Equipment, Materials and Installations, and Qualifications for Construction Personnel

§ 2.75-1 Approvals.

(a) Certain navigation and vessel inspection laws, or regulations in this chapter or in 33 CFR chapter I, require the Commandant's approval before spe-

cific types of safety equipment, materials, or installations may be installed or used on vessels subject to Coast Guard inspection, or on other described vessels, motorboats, artificial islands, and fixed structures.

(b) The Commandant's approvals are issued to persons, partnerships, companies, or corporations who offer for sale specific items of safety equipment, materials, or installations, or intend them for their own or others' use. These approvals are intended to provide a control over the quality of such approved items. The Commandant's approvals apply only to those items constructed or installed in accordance with applicable requirements, and the details as described in the documents granting specific approval. If a specific item when manufactured does not comply with these details, then it is not considered to be approved and the approval issued does not apply to such modified item. For example, if an item is manufactured with changes in design or material not previously approved, the approval does not apply to such modified item. The failure to comply with applicable requirements and details specified in the approval subjects the holder to immediate suspension of approval as described in § 2.75-40, and if necessary, to a public hearing seeking withdrawal of approval and removal of all such items from use or installation as provided in § 2.75-50.

(c) The Commandant's approvals are issued to qualified holders in the form of certificates of approval (Form CGHQ-10030), by appropriate description and identification in documents filed with the Office of the Federal Register and published in the FEDERAL REGISTER, or by letters, or by appropriate markings on drawings, plans, etc. Under the direction of the Commandant, the Chief, Marine Safety and Environmental Protection is delegated the authority to exercise the necessary actions relating to the granting, suspension, cancellation or revocation of approvals for special items of safety equipment, materials or installations required by law in regulation in this chapter or in 33 CFR chapter I to have the Commandant's approval. The authority delegated to the Chief, Office of